Internal Revenue Service, Treasury

- (1) Are required to be paid by reason of section 3121(u)(2), and
- (2) Are required to be reported on returns due July 31, 1986, October 31, 1986, or February 2, 1987.

may make an adjustment without interest with respect to such taxes provided that all such taxes for the time period specified in paragraph (a)(2) (except for amounts that are subsequently paid pursuant to an interest-free adjustment under §31.6205-1) are paid on or before February 2, 1987.

(b) Example. The application of the provisions of this section are illustrated by the following example:

Example. A State or local government employer should have withheld and paid \$100 dollars in hospital insurance taxes for the quarter beginning April 1, 1986, and ending June 30, 1986. The due date for the return and payment for that period is July 31, 1986. If the employer made the payment by February 2, 1987, then, under section 6601, interest is not assessable with respect to the underpayment of the hospital insurance taxes. If the employer did not make the payment by February 2, 1987, the interest is assessable for the period from July 31, 1986, until the time of payment.

[T.D. 8156, 52 FR 33582, Sept. 4, 1987]

$\S 31.6302-0$ Table of Contents.

This section lists the captions that appear in §§ 31.6302-1 through 31.6302-3.

Section 31.6302-1 Federal tax deposit rules for withheld income taxes and taxes under the Federal Insurance Contributions Act (FICA) attributable to payments made after December 31. 1992.

- (a) Introduction.
- (b) Determination of status.
- (1) In general.
- (2) Monthly depositor.
- (i) In General.
- (ii) Special rule.
- (3) Semi-weekly depositor.
- (4) Lookback period.
- (5) Adjustments.
- (c) Deposit rules. (1) Monthly rule.
- (2) Semi-Weekly rule.
- (i) In general.
- (ii) Semi-weekly period spanning two return periods.
- (iii) Special rule for non-banking days.
- (3) Exception—One Day rule.
- (4) Deposits required only on banking days.
- (d) Examples.
- (e) Employment taxes defined.
- (f) Safe harbor/De Minimis rules.
- (1) Single deposit safe harbor.

- (2) Shortfall defined
- (3) Shortfall make-up date.
- (i) Monthly rule. (ii) Semi-Weekly and One-Day rule.
- (4) De Minimis rule.
- (5) Examples.
- (g) Agricultural employers—Special rules.
- (1) In general.
- (2) Monthly depositor.
- (3) Semi-weekly depositor.
- (4) Lookback period.
- (5) Example.
- (h) Time and manner of deposit.
- (1) General rules.
- (2) Payment of balance due.
- (3) Federal Tax Deposit (FTD) coupon.
- (4) Procurement of FTD coupons.
- (5) Time deemed deposited.
- (6) Time deemed paid.
- (i) [Reserved]
- Special rules.
- (1) District Director notice exception.
- (2) Wages paid in nonconvertible foreign currency.
- (k) Cross references.
- (1) Failure to deposit penalty
- (2) Saturday, Sunday, or legal holiday.
- (l) [Reserved]
- (m) Effective date.

Section 31.6302-2 Federal tax deposit rules for amounts withheld under the Railroad Retirement Tax Act (R.R.T.A.) attributable to payments made after December 31, 1992.

- (a) General rule.
- (b) Separate application of deposit rules.
- (c) Modification of Monthly rule determination.
 - (1) General rule.
 - (2) Exception.
- (d) Wire-transfer exception.

Section 31.6302-3 Federal tax deposit rules for amounts withheld under the backup withholding requirements of Section 3406 for payments made after December 31, 1992.

- (a) General Rule.(b) Treatment of backup withholding amounts separately.
 - (c) Example.

[T.D. 8436, 57 FR 44102, Sept. 24, 1992]

- §31.6302-1 Federal tax deposit rules for withheld income taxes and taxes under the Federal Insurance Contributions Act (FICA) attributable to payments made after December 31, 1992.
- (a) Introduction. With respect to employment taxes attributable to payments made after December 31, 1992, an employer is either a monthly depositor or a semi-weekly depositor based on an annual determination. An employer must generally deposit employment